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8

9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION
12

13 **FREDERICK WAYNE SMITH,**

14 Plaintiff,

15 v.
16

17 **JEANNE WOODFORD, et al.,**

18 Defendants.
19

C 06-00103 JF (PR)

**STIPULATED PROTECTIVE ORDER TO
STAY DISCOVERY**

20 Subject to the approval of this Court, the parties stipulate to the following protective order:

21 1. All discovery is stayed until the Court either: (a) grants Defendants Kirkland,
22 Winslow, Bree, Hartman, Korsmeyer, and Woodford's motion to screen Plaintiff's amended
23 complaint, screens Plaintiff's amended complaint under 28 U.S.C. § 1915A, and enters an order
24 after screening; or (b) denies Defendants' motion for screening.

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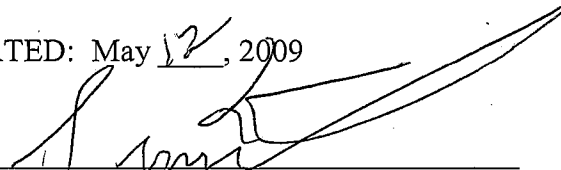
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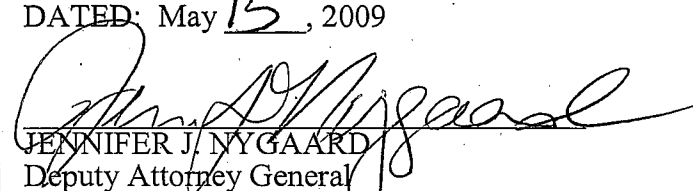
2. The time for responding to discovery already served shall begin running with the service of an order opening discovery.

SO STIPULATED:

DATED: May 12, 2009


FREDERICK W. SMITH
Plaintiff

DATED: May 15, 2009


JENNIFER J. NYGAARD
Deputy Attorney General
Attorney for Defendants Kirkland, Winslow, Bree, Hartman, Korsmeyer, and Woodford

IT IS SO ORDERED:

DATED: 6/1/09


JEREMY FOGEL
United States District Judge

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CERTIFICATE OF SERVICE

Case Name: F. W. Smith v. J. Woodward, et al. No. C 06-00103 JF (PR)

I hereby certify that on May 19, 2009, I electronically filed the following document with the Clerk of the Court by using the CM/ECF system:

STIPULATED PROTECTIVE ORDER TO STAY DISCOVERY

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I further certify that some of the participants in the case are not registered CM/ECF users. On May 19, 2009, I have mailed the foregoing document by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days to the following non-CM/ECF participant:

Frederick Wayne Smith
C-69967
Kern Valley State Prison
P.O. Box 6000
Delano, CA 93216-6000
In Pro Se
C-69967

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on May 19, 2009, at San Francisco, California.

S. Redd
Declarant


Signature